

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

JACOB SHOCHAT
Derivatively and on Behalf of
CHESAPEAKE ENERGY CORPORATION,

Plaintiff,

vs.

AUBREY K. MCCLENDON, RICHARD
K. DAVIDSON, KATHLEEN M.
EISBRENNER, V. BURNS HARGIS,
FRANK KEATING, CHARLES T.
MAXWELL, MERRILL A. MILLER, JR.,
DON L. NICKLES, and LOUIS SIMPSON,

Defendants,

and

CHESAPEAKE ENERGY CORPORATION,

Nominal Defendant.

CASE NO. CIV-12-488-M

JACOB SHOCHAT'S NOTICE OF RELATED CASE

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

DEBORAH G. MALLOW IRA SEP
INVESTMENT PLAN,
Individually and derivatively on behalf of
CHESAPEAKE ENERGY CORPORATION,

Plaintiff,

vs.

1. AUBREY K. McCLENDON,
2. RICHARD K. DAVIDSON,
3. KATHLEEN M. EISBRENNER,
4. V. BURNS HARGIS,
5. FRANK KEATING,
6. CHARLES T. MAXWELL,
7. MERRILL A. MILLER, JR.,
8. DON L. NICKLES, and
9. LOU SIMPSON,

Defendants,

and

CHESAPEAKE ENERGY CORPORATION,
an Oklahoma Corporation,

Nominal Defendant.

CASE NO. CIV-12-436-M

CHRISTOPHER SNYDER,
Individually and derivatively on behalf of
CHESAPEAKE ENERGY CORPORATION,

Plaintiff,

vs.

1. AUBREY K. McCLENDON,
2. RICHARD K. DAVIDSON,
3. KATHLEEN M. EISBRENNER,
4. V. BURNS HARGIS,
5. FRANK KEATING,
6. CHARLES T. MAXWELL,
7. MERRILL A. MILLER, JR.,
8. DON L. NICKLES, and
9. LOU SIMPSON,

Defendants,

and

CASE NO. CIV-12-437-M

CHESAPEAKE ENERGY CORPORATION,
an Oklahoma Corporation,

Nominal Defendant.

(1) DOLEZAL FAMILY LIMITED
PARTNERSHIP
Derivatively and on Behalf of
CHESAPEAKE ENERGY CORP.,

Plaintiff,

vs.

(1) AUBREY K. McCLENDON,
(2) RICHARD K. DAVIDSON,
(3) KATHLEEN M. EISBRENNER,
(4) V. BURNS HARGIS,
(5) FRANK KEATING,
(6) CHARLES T. MAXWELL,
(7) MERRILL A. MILLER, JR.,
(8) DON L. NICKLES, and
(9) LOUIS A. SIMPSON

Defendants,

and

CHESAPEAKE ENERGY CORP.,

Nominal Defendant.

CASE NO. CIV-12-477-M

BRIAN F. LEONARD
Individually and derivatively on behalf of
CHESAPEAKE ENERGY CORPORATION,

Plaintiff,

vs.

1. AUBREY K. McCLENDON,
2. RICHARD K. DAVIDSON,
3. KATHLEEN M. EISBRENNER,
4. V. BURNS HARGIS,
5. FRANK KEATING,
6. CHARLES T. MAXWELL,
7. MERRILL A. MILLER, JR.,
8. DON L. NICKLES, and
9. LOUIS SIMPSON,

CASE NO. CIV-12-479-M

Defendants,
and
CHESAPEAKE ENERGY CORPORATION,
an Oklahoma Corporation,
Nominal Defendant.

JACOB SHOCHAT
Derivatively and on Behalf of
CHESAPEAKE ENERGY CORPORATION,
Plaintiff,

vs.

AUBREY K. MCCLENDON, RICHARD
K. DAVIDSON, KATHLEEN M.
EISBRENNER, V. BURNS HARGIS,
FRANK KEATING, CHARLES T.
MAXWELL, MERRILL A. MILLER, JR.,
DON L. NICKLES, and LOUIS SIMPSON,
Defendants,

and

CHESAPEAKE ENERGY CORPORATION,
Nominal Defendant.

CASE NO. CIV-12-488-M

(1) THE DAVID A. KROLL, INC.
EMPLOYEES' PROFIT-SHARING PLAN
AND TRUST, derivatively on behalf of
CHESAPEAKE ENERGY CORPORATION,
Plaintiff,

v.

(1) AUBREY K. McCLENDON, (2)
RICHARD K. DAVIDSON, (3) V.
BURNS HARGIS, (4) FRANK A.
KEATING, (5) BREENE M. KERR, (6)
CHARLES T. MAXWELL, (7) DON L.
NICKLES, (8) FREDERICK B.
WHITTEMORE, (9) MARCUS C.
ROWLAND, (10) MICHAEL A.
JOHNSON, (11) LOUIS A. SIMPSON,

CASE NO. CIV-12-493-M

(12) KATHLEEN M. EISBRENNER,
And (13) MERRILL A. MILLER, JR.,

Defendants,

and

CHESAPEAKE ENERGY CORPORATION,

Nominal Defendant.

STEPHEN ROBACZYNSKI, Derivatively On
Behalf of Nominal Defendant CHESAPEAKE
ENERGY CORPORATION,

Plaintiff,

v.

(1) AUBREY K. McCLENDON, (2)
RICHARD K. DAVIDSON, (3) KATHLEEN
M. EISBRENNER, (4) V. BURNS
HARGIS, (5) FRANK KEATING, (6)
CHARLES T. MAXWELL, (7) MERRILL
A. MILLER JR., (8) DON NICKLES
And (13) LOU SIMPSON,

Defendants,

and

CHESAPEAKE ENERGY CORPORATION,

Nominal Defendant.

CASE NO. CIV-12-501-M

NORMAN SPIEGEL,
Derivatively on Behalf of Nominal Defendant
CHESAPEAKE ENERGY CORPORATION,

Plaintiff,

vs.

AUBREY K. McCLENDON, RICHARD
K. DAVIDSON, KATHLEEN M.
EISBRENNER, V. BURNS HARGIS,
FRANK KEATING, CHARLES T.
MAXWELL, MERRILL A. MILLER, JR.,
DON L. NICKLES, and LOU SIMPSON,

Defendants,

CASE NO. CIV-12-502-M

and
CHESAPEAKE ENERGY CORPORATION,
Nominal Defendant.

1. HOWARD ROSENGARTEN
Derivatively on behalf of
CHESAPEAKE ENERGY CORPORATION,
Plaintiff,

vs.

1) AUBREY K. McCLENDON,
2) MERRILL A. MILLER, JR.,
3) DON NICKLES,
4) CHARLES T. MAXWELL
5) FRANK KEATING,
6) RICHARD K. DAVIDSON,
7) V. BURNS HARGIS,
8) KATHLEEN M. EISBRENNER,
9) LOUIS A. SIMPSON,
10) BREENE M. KERR, and
11) FREDERICK B. WHITEMORE,

Defendants,

and

12) CHESAPEAKE ENERGY
CORPORATION, an Oklahoma Corporation,
Nominal Defendant.

CASE NO. CIV-12-505-M

(1) ARTHUR ALBERTS, Individually and
derivatively on behalf of CHESAPEAKE
ENERGY CORPORATION,

Plaintiff,

v.

(1) AUBREY K. McCLENDON, (2)
RICHARD K. DAVIDSON, (3) KATHLEEN
M. EISBRENNER, (4) V. BURNS
HARGIS, (5) FRANK KEATING, (6)
CHARLES T. MAXWELL, (7) MERRILL
A. MILLER, JR., (8) DON L. NICKLES
and (9) LOU SIMPSON,

CASE NO. CIV-12-545-M

Defendants,
and
(1) CHESAPEAKE ENERGY
CORPORATION,
Nominal Defendant.

(1) JOEL GERBER,
Derivatively on Behalf of CHESAPEAKE
ENERGY CORPORATION,

Plaintiff,

v.

(1) AUBREY K. McCLENDON, (2)
RICHARD K. DAVIDSON, (3) KATHLEEN
M. EISBRENNER, (4) V. BURNS
HARGIS, (5) FRANK KEATING, (6)
CHARLES T. MAXWELL, (7) MERRILL A.
“PETE” MILLER, JR. (8) DON NICKLES,
(9) LOUIS A. SIMPSON, (10) BREENE M.
KERR, and (11) FREDERICK B.
WHITTEMORE,

Defendants,

-and-

(12) CHESAPEAKE ENERGY
CORPORATION, an Oklahoma Corporation
Nominal Defendant.

CASE NO. CIV-12-584-M

1. GREG ERICKSON,

Plaintiff,

vs.

1. AUBREY K. McCLENDON,
2. RICHARD K. DAVIDSON,
3. V. BURNS HARGIS,
4. FRANK KEATING,
5. BREENE M. KEER,
6. CHARLES T. MAXWELL,
7. DON NICKLES,

CASE NO. CIV-12-631-M

8. FREDERICK B. WHITTEMORE,)
9. MERRILL A. MILLER, JR.,)
10. KATHLENN M. EISBRENNER)
11. LOUIS A. SIMPSON,)
)
Defendants,)
)
and)
)
12. CHESAPEAKE ENERGY)
CORPORATION,)
)
Nominal Defendant.)

JACOB SHOCHAT’S NOTICE OF RELATED CASE

COMES NOW Plaintiff Jacob Shochat who, pursuant to Local Civil Rule 3.7, hereby provides written notice to the Court of the filing of an additional case related to the above-captioned actions¹ currently pending before the Court: *Erickson v. McClendon, et al.*, Case No. CIV-12-631-M (W.D. Okla., filed on June 5, 2012) (the “*Erickson* Action”). The *Erickson* Action contains common issues of facts and the allegations are based out of the same transactions as those alleged in the Derivative Actions. Accordingly, the *Erickson* Action should be consolidated with the Derivative

¹ The above-captioned actions are: (i) *Shochat v. McClendon, et al.*, Case No. CIV-12-488-M (W.D. Okla., filed on May 1, 2012); (ii) *Deborah G. Mallow IRA SEP Inv. Plan, et al., v. McClendon, et al.*, Case No. CIV-12-436-M (W.D. Okla., filed on Apr. 19, 2012); (iii) *Snyder v. McClendon, et al.*, Case No. CIV-12-437-M (W.D. Okla., filed on Apr. 20, 2012); (iv) *Dolezal Family Ltd. P’ship v. McClendon, et al.*, Case No. CIV-12-477-M (W.D. Okla., filed on Apr. 30, 2012); (v) *Leonard v. McClendon, et al.*, Case No. CIV-12-479-M (W.D. Okla., filed on Apr. 30, 2012); (vi) *David A. Kroll Emps.’ Profit-Sharing Plan & Trust v. McClendon, et al.*, Case No. CIV-12-493-M (W.D. Okla., filed on May 2, 2012); (vii) *Robaczynski v. McClendon, et al.*, Case No. CIV-12-501-M (W.D. Okla., filed on May 3, 2012); (viii) *Spiegel v. McClendon, et al.*, Case No. CIV-12-502-M (W.D. Okla., filed on May 3, 2012); (ix) *Rosengarten v. McClendon, et al.*, Case No. CIV-12-505-M (W.D. Okla., filed on May 3, 2012); (x) *Alberts v. McClendon, et al.*, Case No. CIV-12-545-M (W.D. Okla., filed on May 11, 2012); and (xi) *Gerber v. McClendon, et al.*, Case No. CIV-12-584-M (W.D. Okla., filed on May 21, 2012) (collectively, the “Derivative Actions”).

Actions pursuant to the arguments in favor of consolidation enumerated in Plaintiff Shochat's (1) Cross-Motion for Consolidation of Related Cases and Appointment of Lead Plaintiff and Lead Counsel and Memorandum of Law in Support; and (2) Memorandum of Law in Opposition to: (i) Plaintiff Dolezal Family Limited Partnership's Motion to Consolidate Cases and to Appoint Lead Counsel Structure; and (ii) Plaintiffs Deborah G. Mallow IRA SEP Investment Plan, Christopher Snyder, and Brian F. Leonard's Cross-Motion to Consolidate All Related Cases and to Appoint Lead Counsel, Case No. CIV-12-488-M Docket No. 7.

Date: June 7, 2012

By: /s/ Don S. Strong

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on June 7, 2012, a copy of the foregoing pleading was filed electronically with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent to all counsel of record registered to receive electronic service by operation of the court's electronic filing system. I also certify that I have served this filing by first class mail to all counsel of record listed below.

/s/ Don S. Strong

Don S. Strong

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